

Application Number: 09/608,713
Filing Date: June 30, 2002
First Named Inventor: Hideo AGO *et al.*
Group Art Unit: 1631
Examiner: Cheyne D. Ly
Attorney Docket Number: 9299.0002
Attorney Customer Number: 22,852

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000 provides for continued examination of a utility or plant application filed on or after June 8, 1995.
See The American Inventors Protection Act of 1999 (AIPA)

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

Note: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) instead of a RCE to be eligible for patent term adjustment provisions of the AIPA. See "Changes to Application Examination and Provisional Application Practice," Interim Rule, 65 Fed. Reg. 14865 (March 20, 2000). Off. Gaz. Pat. Office 47 (April 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. § 1.114: **Note:** If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, application must request non-entry of such amendment.

- a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief of Reply Brief previously filed on _____.
- ii. ☐ Other _____
- b. ☒ Enclosed:
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☒ Information Disclosure Statement
- iv. ☐ Other _____

2. Miscellaneous

- a. ☐ Suspension of action on the above-mentioned application is requested under 37 C.F.R. § 1.103(c) for a period of [number] months. (Period of suspension shall not exceed 3 months; fee under 37 C.F.R. § 1.17(i) required.)
- b. ☐ Other _____

3. Fees

- a. ☒ The filing fee is calculated as follows:
- i. ☒ \$770.00 RCE fee required under 37 C.F.R. § 1.17(e)
- ii. ☐ Petition for extension of time for ([number] Months) \$(Fee)
- iii. ☐ Other _____
- b. ☒ Check in the amount of \$770.00 us enclosed.
- c. ☒ The Commissioner is authorized to charge any deficiencies in the filing fees, or credit any overpayments to Deposit Account No. 06-0916.

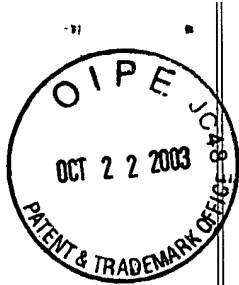
Signature of Applicant, Attorney, or Agent Required

Name: Charles D. Niebyski
Reg. No.: 46,116
Signature:
Date: October 22, 2003

Certificate of Mailing or Transmission

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner for Patents, MAIL STOP RCE, P.O. Box 1450, Alexandria, VA 22314-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on: [Date]

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PATENT
Customer Number 22,852
Attorney Docket No. 09299.0002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Hideo AGO *et al.*)
Application No.: 09/608,713) Group Art Unit: 1631
Filed: June 30, 2000) Examiner: Cheyne D. Ly
For: HCV POLYMERASE SUITABLE)
FOR CRYSTAL STRUCTURE)
ANALYSIS AND METHOD FOR)
USING THE ENZYME)

Mail Stop – RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

SUBMISSION UNDER 37 C.F.R. § 1.114

In reply to the final Office Action mailed July 22, 2003, Applicants file a Request for Continued Examination and submit the following amendments and arguments in accordance with the requirements of 37 C.F.R. § 1.114. This Request for Continued Examination and Submission Under 37 C.F.R. § 1.114 are due October 22, 2003, and are timely filed.

Amendments to the Specification begin on page 2 of this paper.

The Remarks begin on page 7 of this paper.

FINNEGAN
HENDERSON
FARABOW
GARRETT &
DUNNER LLP

1300 I Street, NW
Washington, DC 20005
202.408.4000
Fax 202.408.4400
www.finnegan.com